

JUN 05 2019

AO91 (Rev. 12/03) Criminal Complaint

## UNITED STATES DISTRICT COURT

David J. Bradley, Clerk of Court

Southern District Of Texas Corpus Christi Division

UNITED STATES OF AMERICA

CRIMINAL COMPLAINT

vs.

Jose Gabriel RIVERA

Case Number: C-19-2246M

I, the undersigned complainant state that the following is true and correct to the best of my

knowledge and belief. On or about June 04, 2019 in Kenedy County, inthe Southern District Of Texas defendant(s)

Jose Gabriel RIVERA, a native and citizen of Honduras, and an alien who had been previously deported from the United States was found unlawfully within the United States in Sarita, Texas, the said defendant having not obtained the consent of the Attorney General or the Secretary of the Department of Homeland Security for application for readmission into the United States,

in violation of Title 8 United States Code, Section(s) 1326(a)(1)

I further state that I am a(n) Border Patrol Agent and that this complaint is based on the following facts:

On June 04, 2019, Border Patrol Agents encountered Jose Gabriel RIVERA, attempting to circumvent the United States Border Patrol Checkpoint near Sarita, Texas. Agents determined Jose Gabriel RIVERA to be a citizen and national of Honduras without any immigration documents that would allow him to enter or remain in the United States legally. Record checks revealed Jose Gabriel RIVERA was ordered removed from the United States by a designated official on November 06, 2018 and was physically removed from the United States to Honduras on December 21, 2018 via Valley International Airport. Jose Gabriel RIVERA stated he last entered the United States illegally on or about May 02, 2019 near Hidalgo, Texas.

I DECLARE UNDER PENALTY OF PERJURY THAT THE STATEMENTS IN THIS COMPLAINT ARE TRUE AND CORRECT.

Continued on the attached sheet and made a part of this complaint:

☒ Yes ☐ No

Signature of Complainant

Davila, Angel Border Patrol Agent

Printed Name of Complainant

Submitted by reliable electronic means, sworn to, signature attested telephonically per Fed.R.Crim.P.4.1, and probable cause found on

June 05, 2019

Date

at

Corpus Christi, Texas

City/State

Jason Libby

Name of Judge

U.S. Magistrate Judge

Title of Judge

Signature of Judge

JUN 05 2019

David J. Bradley, Clerk of Court

**AFFIDAVIT**

In support of Criminal Complaint

**UNITED STATES OF AMERICA**

**CRIMINAL COMPLAINT**

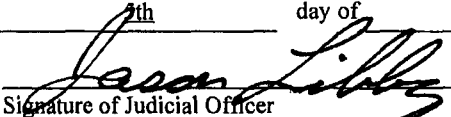
**V.**

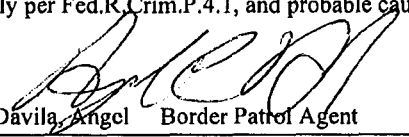
Jose Gabriel RIVERA

Case Number: **C-19-2246M**

At this time, there is no evidence to indicate Jose Gabriel RIVERA has applied for re-admission into the United States by the United States Attorney General or the Secretary of the Department of Homeland Security. RGV North Prosecutions presented the facts to AUSA Julie Hampton who accepted prosecution for 8 USC 1326, Re-entry after Deportation.

Submitted by reliable electronic means, sworn to, signature attested telephonically per Fed.R.Crim.P.4.1, and probable cause found on

2<sup>th</sup> day of June, 2019  
  
Signature of Judicial Officer

  
Davila, Angel Border Patrol Agent  
Signature of Complainant